



Atty. Dkt. No. 050652-0201

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Intaglietta, et al.
Title: METHODS FOR INCREASING
PERIPHERAL BLOOD
CIRCULATION
Appl. No.: 09/667,335
Filing Date: 09/21/2000
Examiner: Unknown
Art Unit: Unknown

CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below. <u>Karin E. Harden</u> (Printed Name) <u>Karin E. Harden</u> (Signature) <u>December 7, 2001</u> (Date of Deposit)
--

**PETITION FOR REVIVAL OF APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)**

Commissioner for Patents
Box DAC
Washington, D.C. 20231

Attn: OFFICE OF PETITIONS

Sir:

The above-identified application became abandoned for failure to file a timely and proper response to the Notice of Missing Parts of Nonprovisional Application mailed on November 15, 2000, which set a two-month period for response.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Required reply and/or fee;
- (2) Petition fee (37 C.F.R. § 1.17(m));
- (3) Statement that the abandonment was unintentional; and
- (4) Any required terminal disclaimer (37 C.F.R. § 1.137(c)).

- (1) Required reply and/or fee.

The proposed reply and required fee for the above-noted Notice of Missing Parts in the form of a check for the filing and claim fees and signed declarations of the inventors are enclosed herewith.

RECEIVED
JAN 11 2002
OFFICE OF PETITIONS

01/10/2002 GTEFFERA 00000106 09667335

05 FC:241

640.00 OP

-1-

023.207008.1

(2) Petition fee (37 C.F.R. § 1.17(m))

A check in the amount of \$640.00 is enclosed for the amount stated in 37 C.F.R. § 1.17(m) to cover the fee for this petition.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

(3) Statement that the abandonment was unintentional.

Applicant hereby states that the entire delay in filing the required reply, from the due date for the reply until the filing of this petition, was unintentional.

(4) Any required terminal disclaimer (37 C.F.R. § 1.137(c)).

No terminal disclaimer is required in this application under 37 C.F.R. § 1.137(c) since this application was not filed before June 8, 1995.

Respectfully submitted,

Date 7 December 2001

By Wesley B. Ames

FOLEY & LARDNER
P.O. Box 80278
San Diego, California 92138-0278
Telephone: (858) 847-6714
Facsimile: (858) 792-6773

Wesley B. Ames
Attorney for Applicant
Registration No. 40,893